IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

WP(C).No. 9477 of 2007(C)

PETITIONER:

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1. R.RADHAKRISHNA PILLAI,S/O.M.RAMAKRISHNA PILLAI,SREE LAKSHMI,KOTTUKAL P.O,BALARAMAPURAM, THIRUVANANTHAPURAM.

2. BINDU S.S,W/O.RADHAKRISHNA PILLAI, SREELAKSHMI,KOTTUKAL P.O,BALARAMAPURAM,TRIVANDRUM.

BY ADV. SRI.R.PADMARAJ
SRI.N.P.SETHU

RESPONDENTS:

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1. DEPUTY GENERAL MANAGER,CANARA BANK, CIRCLE OFFICE,THIRUVANANTHAPURAM.

2. SENIOR MANAGER,CANARA BANK,ANCHUMADA BARNCH,THIRUVANANTHAPURAM.

3. P.S.ANILKUMAR,SUMATHI BHAVAN,KUNDAMAM BHAGOM,PAYADU P.O,THIRUVANANTHAPURAM.

4. AJIKUMAR,S/O.PARAMU NADAR,KURUVITHOTTAM, VEEDU,KOTTUKAL P.O THIRUVANANTHAPURAM.

SC SRI.P.GOPINATH MENON.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Thottathil B. Radhakrishnan, J.

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W.P.(C)No.9477 of 2007

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Dated this the 30th day of March, 2007.

JUDGMENT

Sale under the SARFAESI Act has taken place and third party rights had intervened with the fourth respondent purchasing the property in auction. I do not find any grounds to interfere, particularly when, the petitioner has adequate statutory remedy against the impugned action, if aggrieved. Writ petition fails. It is accordingly dismissed without prejudice to other proceedings.

Thottathil B.Radhakrishnan,
Judge.

sl.